



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

MAY 2 2006

MEMORANDUM

SUBJECT: Clarification of April 7, 2006 Memorandum to the Environmental Appeals Board
In the Matter of: 3M Company, TSCA-HQ-2006-5004

FROM: Dean B. Ziegel *Dean B. Ziegel*
Attorney-Advisor
Toxics and Pesticides Enforcement Division
Office of Civil Enforcement

TO: Environmental Appeals Board

I am writing to inform the Board of a slight oversight in OECA's April 7, 2006 transmittal memo concerning the Consent Agreement and proposed Final Order in this matter. It has come to our attention that our transmittal memo inadvertently omitted the word "alleged" with regard to the TSCA Section 8(e) issues to be resolved in this matter. As a result, the memo may have given the mistaken impression that EPA has in fact determined that such violations did indeed occur, which is inconsistent with the language in the Consent Agreement that was negotiated and signed by the parties in this matter. We apologize for this error and hope that it has not inconvenienced the Board.

cc: Julia A. Hatcher, Esq. (Counsel to 3M)
Thomas DiPasquale, Esq. (Corporate Counsel to 3M)